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 222 EAST 41ST STREET • NEW YORK, NEW YORK 10017 • (212) 326-3939
 Facsimile: (212) 755-7306
 tpscully@jonesday.com

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February 28, 2006

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Commissioner for Patents United States Patent and Trademark Office P.O. Box. 1450 Alexandria, Virginia 22313-1450 ATTENTION: EXAMINER MICHAEL J. ARAJ Art Unit: 3733	(571) 273-8300	(571) 272-5963

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From: Thomas P. Scully

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Number of pages (including this page): 22

 Re: **Appln. of: NIEDERBERGER et al.**
Serial No.: 10/721,895
Filed: November 26, 2003
For: BONE PLATE
Confirmation No.: 6293
Art Unit: 3733
Docket No.: 8932-803-999

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Message: The following items are attached:

- 1) Amendment in Response to November 29, 2005 Office Action w/ Appendix
- 2) Fee Transmittal Sheet (in duplicate)

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NYJD, 1013729.1

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Application of: NIEDERBERGER et al. Confirmation No.: 6293
 Serial No.: 10/721,895 Art Unit: 3733
 Filed: November 26, 2003 Examiner: Michael J. Araj
 For: BONE PLATE Attorney Docket No: 8932-803-999

FEE TRANSMITTAL SHEET

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

The fee required to be filed with the accompanying amendment of even date herewith concerning the above-identified application has been estimated to be \$350.00.

The claim amendment fee has been estimated as shown below:

(Col. 1)	(Col. 2)	(Col. 3)	<input type="checkbox"/> SMALL ENTITY	<input checked="" type="checkbox"/> OTHER THAN A SMALL ENTITY				
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO PREVIOUSLY PAID	PRESENT EXTRA	RATE	ADDIT. FEE	OR	RATE	ADDIT. FEE	
TOTAL 46 MINUS 39	7	A 25	\$	A 50	\$	350.00		
INDEP 3 MINUS 3	0	A 100	\$	A 200	\$	0.00		
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP CLAIM			\$		\$	0.00		
TOTAL			\$	OR	TOTAL	\$	350.00	

Please charge the required fee to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Date: February 28, 2006

Respectfully submitted,

Thomas P. Scully REG. NO. 45,086
 Brian M. Rothery (Reg. No.)

JONES DAY
 222 East 41st Street
 New York, New York 10017
 (212) 326-3939

Enclosure

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: NIEDERBERGER et al.

Group Art Unit: 3733

Serial No.: 10/721,895

Confirmation No.: 6293

Filed: November 26, 2003

Examiner: Michael J. Araj

For: BONE PLATE

Attorney Docket No.: 8932-803-999

AMENDMENTCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the non-final Office Action mailed November 29, 2005, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2.

Amendments to the Claims are reflected in the listing of claims beginning on page 4.

Amendments to the Drawings begin on page 10.

Remarks begin on page 11.

An **Appendix** including an amended drawing sheet, a new drawing sheet, and an annotated sheet showing changes is attached following page 15 of this paper.

Certificate of Facsimile Transmission

I hereby certify that this correspondence is being filed with the United States Patent and Trademark Office by facsimile transmission on Tuesday, February 28, 2006 to facsimile telephone number 571-273-8300.

By: Thomas P. Scully
Thomas P. Scully, Reg. No. 45,086

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